

**RIO DELL CITY COUNCIL
REGULAR MEETING
JUNE 16, 2009
MINUTES**

The Regular Meeting of the Rio Dell City Council was called to order at 5:00 P.M.

ROLL CALL: Present: Mayor Woodall, Council members Barsanti, Dunker, Marks, and Thompson.

Others Present: City Manager Flemming, Interim Public Works Director Jensen City Attorney Martinek, Winzler & Kelly Engineer Merritt Perry and Rebecca Crow, and Clerk Ralston.

Absent: Finance Director Beauchaine and Police Chief Hill

CLOSED SESSION

Mayor Woodall announced the City Council would be adjourning to closed session to consider: *Conference with Legal Council-Anticipated Litigation. Significant exposure to litigation pursuant to Subdivision (b) of Section §54957:two potential cases, Public Employee Contract Negotiations – City Manager, Public Employment – Public Works Director/Water Superintendant (Government Code §54957), Real Property Negotiations – Eel River Industrial Site (Government Code §54956.8),* asked for public comment,. There being no public comment, the council adjourned into closed session at 5:05 P.M.

The regular meeting reconvened at 6:30 P.M. Mayor Woodall announced there was no reportable action taken in closed session.

CONSENT CALENDAR

Mayor Woodall asked to pull the April 21, 2009 Regular Meeting Minutes. **Item Pulled.**

Motion was made by Marks/ Barsanti to approve the City Council Meeting minutes from the June 9, 2009 Closed Session. **Motion Carried 5-0.**

Motion was made by Marks/ Barsanti to approve the General check register for check numbers 27244-27313 totaling \$103,624.98 and approval of the Payroll check register for check numbers 14720-14742 totaling \$25,481.03. **Motion Carried 5-0.**

SPECIAL CALL ITEMS

Approve Scope of Services Between Winzler & Kelly and City of Rio Dell for Addendum 1 to the Environmental Impact Report For Rio Dell Wastewater Reuse Project in the Amount of \$7,665 –

Approve Scope of Services between Winzler & Kelly and City of Rio Dell for Design, Plans, Specifications, and Bid Period Assistance for the Rio Dell Solids and Disinfection Management Project in the Amount of \$200,000-

Rebecca Crow of Winzler & Kelly asked to address both Scopes of Service together as they were directly related. Crow stated Winzler & Kelly were assisting the City in applying for ARRA Funds through the Clean Water State Revolving Fund (SRF), and that typically SRF Funds are loans only, but because of ARRA dollars there is an opportunity to get grant funds. Currently the City has an application into the SRF for \$2.3 Million Dollars.

Crow stated there were two components that the funding would be used for; a dewatering device (sludge press) and a 5,000 sq. ft. storage building for sludge drying beds. The components can be moved to the new site, which is a key point for the City with the funders. Crow stated the funds are Federal Grant Funds coming through the State, and the City is eligible for reimbursement as long as we adhere to state guidelines.

Crow stated the scope of services for the Design, Plans, Specifications, and Bid Period Assistance was a lump sum basis, but a time and materials contract is available if Council prefers. Crow then stated they had good faith in the \$200,000 amount.

Mayor Woodall asked if we stayed on the timeline were we guaranteed to be reimbursed. Crow responded nothing is positive, but we would be positioned as good as we could be.

Mayor Woodall also asked if the scope of services was approved tonight would the City begin incurring costs. Crow replied yes.

Interim P.W. Director Jensen stated the head works and sludge are major issues for the City, and our current storage area is not adequate, so if we can utilize these funds now to make overall improvements that will assist with components of the Cease and Desist Order.

Mayor Woodall asked Director Jensen if he preferred time/materials over lump sum billing. Jensen stated he preferred time/materials and taking over more responsibility in house.

yes and the City was working with John Hamner of RCAC and Dave Hodges of the EPA. Crow stated only a portion of the bridge loan would be used for this. Flemming then stated the City has funding.

Council member Marks asked if at this time were we only committed to the work that has been done and not the whole entire scope. Crow stated yes.

Council member Barsanti asked about the time/materials scope. Crow responded the estimate for time/materials was \$199, 200.

Motion made by Dunker/Thompson to *Approve Scope of Services Between Winzler & Kelly and City of Rio Dell for Addendum 1 to the Environmental Impact Report For Rio Dell Wastewater Reuse Project in the Amount of \$7,665* **Motion Carried 5-0**

Motion made by Marks/Thompson to *Approve Scope of Services between Winzler & Kelly and City of Rio Dell for Design, Plans, Specifications, and Bid Period Assistance for the Rio Dell Solids and Disinfection Management Project in the Amount of \$200,000* **Motion Carried 5-0**

Authorize the City Manager to Advertise for bids on the Safe Routes School Project
Merritt Perry of Winzler & Kelly stated he met with the Traffic Committee and there were two changes they wanted to make and he would be conferring with the School. Perry stated they were ready to advertise for bids on this project, with a three to four week bid period to begin the 1st of August. Discussion was held over different components of the project.

Perry stated W&Z estimated the job at \$412,000 and had a construction budget of \$418,000, so we would eliminate or not award all components of the project based on the amount of the bids. Perry also stated the School Board should approve at their July 8, 2009 meeting and the bulk of the work will be performed in August and remaining work to be preformed after school starts.

Council member Marks asked if a JPA was needed. Perry said the City Manager was having Dave Martinek work on that with Mary Varner and the school attorney. He also stated that there will be a signature line on the plans for the school to sign off on, and all changes will include the school's agreement and they will have to sign off on them as well.

Mayor Woodall asked how far up Center Street will the sidewalks go. Perry replied that the two existing businesses will not get sidewalks, but there are a full set of plans for review located in the front office.

Motion made by Marks/Thompson to *Authorize the City Manager to Advertise for bids on the Safe Routes School Project.* **Motion Carried 5-0.**

Wildwood Avenue Paving Project Status Update and Review - Winzler and Kelly
Merritt Perry of Winzler and Kelly stated the project design includes overlay paving, rehabilitation of some pavement stripping, and improvement of curbs and ramps that are not ADA compliant. Perry will be submitting draft plans for comment at a later date.

Interim Public Works Director Jensen stated stamping on crosswalks is a consideration depending on costs, and this can be added as an additive alternate.

Perry stated the City can add architectural components to the bid package structure with additive alternative. Perry said the latest deadline for submittal to Caltrans was January 2010, but they were shooting for construction this fall.

Council member Dunker asked what the project length was. Perry replied Sixty (60) days.

Council member Barsanti inquired about adding more lighting. Perry replied the budget did not include lighting and to add lighting would put us over target.

Council member Dunker asked if Green Light Grants were available. Perry replied if the desire is strong those funds can be investigated, but pavement should come first as our primary focus.

Council member Marks asked about our PG&E Rule 20 fund balance. Interim Public Works Director Jensen replied he was unfamiliar with the program.

Discussion held with regards to PG&E Rule 20 Undergrounding Funds. Perry stated conduits could be placed on the edge of pavement for undergrounding at a later date.

Council member Marks asked if all the hydrants on Wildwood Avenue were new. Jensen replied yes we have good water services and hydrants. He also stated there were some areas that

experience some standing ground water, to which Perry replied, would be addressed; such as the corner of Ash Street will get a drain inlet.

Council member Thompson asked if they make solar street lights. Council member Dunker replied yes they do, such as along the freeway and also there is metered lighting on off-ramps now.

Council member Barsanti asked if we can require surface smoothness. Perry replied yes, we will put in a specification of tolerance, and added that last paving done on Wildwood was performed in one lift and this time we will require two lifts.

Perry explained the reporting requirements for these funds: Disadvantaged Business Enterprise (DBE) and the Quality Assurance Program (QAP), stating Carla Ralston was handling the DBE and Randy Jensen was handling the QAP.

Update on Local Impacts of State Budget Crisis – City Manager City Manager Flemming reported she had been forwarding updates from the League of California Cities and referenced the update on page 38 of the packet: Sample Resolution RE: Litigation Over Unconstitutional Diversion of Local Share of Motor Fuel (Gas) Tax.

Council member Marks asked if the state seizes \$1 Billion in city and county shares of the gas tax, what does that mean to Rio Dell dollar wise. Flemming responded our losses would be \$34,000 in gas taxes and \$61,383 in Highway Users tax.

Council member Marks stated this was confusing – we don't know what we are going to lose.

City Manager Flemming asked for support of the attached resolution, and she stated the resolution directs the City Clerk to send copies to legislators, the Governor, the League, and other community groups.

Council member Dunker made a recommendation to modify the resolution to fit Rio Dell and bring it back for approval.

PUBLIC PRESENTATIONS - NONE

REPORTS/STAFF COMMUNICATIONS

City Manager Flemming stated Chief Hill was out of town and he had asked her to report on the Police Department's newest officer Kevin Harralson and that fit camp has been a success with a combined loss of 100 lbs. in 15 weeks.

Flemming stated the PERS application was sent in on Friday, the City was approved by the Headwaters Fund for a \$30,000 grant, and announced an ethics class to be held on July 2nd at 9:00 A.M. with a sexual harassment class to follow at 2:00 P.M..

Flemming stated she had an appointment with a CPA firm on Wednesday to help balance the budget. Flemming also stated they were meeting with Lisa Barnard from Water Quality on Wednesday, they held a traffic committee meeting, and the League of California Cities meeting will be held here on July 31st, and she would be out of town Thursday and Friday for a Dr. Apt.

Council member Marks asked if the CPA firm was versed in Governmental Book-keeping. Flemming replied yes, they worked for Trinidad and Eureka as advisors.

Council member Dunker inquired as to why Jack Thompson was not listed on the Utility Billing Aging report. At the time the report was run, he did not have a bill due. Mayor Woodall asked if we were going to pursue collections on any of these, and suggested we ask for updated contact information as customers come in to pay their bills. Council member Dunker asked if we could access a tax lien, to which Flemming responded if we can find them.

Interim Public Works Director Jensen stated Lisa Barnard from Water Quality was coming for a routine inspection and that routine maintenance was going well. Jensen also stated a letter of completion was submitted for the Water project and that we have one last reimbursement submittal. The Consumer Confidence Report (CCR) will be going out July 1st, we are currently working on a CDBG grant application for the reconstruction of Rigby Avenue, and Fortuna Iron submitted a quote for the gate on Edwards Drive.

Mayor Woodall stated there are dry spots along the Gateway in the grass areas. Jensen replied he would follow up on that.

COUNCIL REPORTS / COMMUNICATION

Council member Marks stated she went to a Governmental Book-Keeping class with other members of staff, and that there was a Planning Commission Meeting slated for next week – to address the design/review committee.

Councilmember Thompson advised the Rio Dell Volunteer Fire District was going to LAFCO next week and they were looking for letters of support. Thompson further stated Eel River Saw Mills put in 32,000 ft. of water pipe main and asked staff to research this.

ADJOURNMENT

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There being no further business to discuss, the meeting was adjourned at 7:55 P.M. to the July 7, 2009 regular meeting.

Attest:

Julie Woodall, Mayor

Carla Ralston, Clerk